THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.18887 OF 2005

DATED: 02-03-2007

BETWEEN

Mahadevu Venkateswara Rao,
S/o. Subramanyam, Occ: Business,
R/o. D.No.71/172,
Marvadi Temple Street, Gudiwada,
Krishna District and others.

...PETITIONERS

AND

The Superintendent of Police,
Krishna District at Machilipatnam
and another.

...RESPONDENTS

ORDER:

This writ petition has been filed seeking a Writ of Mandamus to declare the action of the respondents in opening the rowdy sheet No.856, 857 and 858 against petitioners and continuing the same as illegal and arbitrary.

2. It is stated that three cases pending against the petitioners have ended in acquittal. It is stated that Cr.No.1 of 2000 registered against the petitioners for the offence under Section 302 read with 34 of the Indian Penal Code, 1860, ended in acquittal and the period of bound over in respect of other crimes is also worked out and at present there are no cases pending against the petitioners on the file of the second respondent police station. It is stated that though the petitioners submitted a representation dated 09.08.2005 for the closure of the rowdy sheet, no action has been taken.

3. Having regard to the facts and circumstances of the case, the respondents are directed to consider and dispose the representation of the petitioners dated 09.08.2005 in accordance with law by passing appropriate orders within three weeks from the date of receipt of a copy of this order, keeping in view the police standing orders.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

March 2, 2007
DSK